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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 PAUL DURAN, Derivatively on Behalf of
11 PUMA BIOTECHNOLOGY, INC.,

12 Plaintiff,

13 v.

14 ALAN H. AUERBACH, CHARLES R.
15 EYLER, THOMAS R. MALLEY, JAY M.
16 MOYES, TROY E. WILSON, FRANK
17 ZAVRL, and ADRIAN M. SENDEROWICZ,

18 Defendants,

19 -and-

20 PUMA BIOTECHNOLOGY, INC., a
21 Delaware corporation,

22 Nominal Defendant.
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Case No. 2:18-cv-04802-AG
(DFMx)

**[PROPOSED] ORDER
GRANTING VOLUNTARY
DISMISSAL WITH PREJUDICE**

[PROPOSED] ORDER

Pursuant to the Stipulation of Voluntary Dismissal with Prejudice filed by Plaintiff Paul Duran (“Plaintiff”) and Defendants Alan H. Auerbach, Charles R. Eyler, Jay M. Moyes, Troy E. Wilson, Adrian M. Senderowicz, Frank Zavrl, and Thomas R. Malley (the “Individual Defendants”) and Nominal Defendant Puma Biotechnology, Inc. (“Puma,” and collectively with Plaintiff and the Individual Defendants, the “Parties”), and good cause appearing, IT IS HEREBY ORDERED THAT:

1. This action shall be dismissed in its entirety with prejudice, with all Parties waiving all rights to appeal from or with respect to any aspect of this action; and

2. Except as otherwise provided in the Settlement, each Party shall bear his or its own costs, fees, and expenses, including attorneys’ fees.

IT IS SO ORDERED.

Dated: _____

By: _____
Honorable Andrew J. Guilford
United States District Judge